



3763

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael S.H. Chu et al.

Serial No.: 09/430,050

Examiner: A. Lam

Filed: October 29, 1999

Group Art Unit: 3763

For: SPLIT VALVE FOR PEEL-AWAY SHEATH

Docket No.: 1001.1258101

**RECEIVED****JUN 25 2001**Assistant Commissioner for Patents  
Washington, D.C. 20231**TECHNOLOGY CENTER R3700**

Sir:

**CERTIFICATE UNDER 37 C.F.R. 1.8:** I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 19th day of June, 2001.

By

David M. Crompton

We are transmitting herewith the attached:

☐ Amendment☐ No additional fee required☐ The fee has been calculated as shown:

CLAIMS AS AMENDED							
	(3)	(4)	(5)	SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		X9=	\$	X18=	\$
INDEPENDENT CLAIMS	-	=		X40=	\$	X80=	\$
( ) FIRST MULTIPLE DEPENDENT CLAIM				+135=	\$	+270=	\$
TOTAL				\$		\$	

☐ A check in the amount of \$\_\_\_\_\_ is enclosed.

☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by verified statement previously submitted.

☒ Other: RESPONSE TO RESTRICTION REQUIREMENT.

☐ Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:   
David M. Crompton

Reg. No. 36,772

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PATENT

In re Application of:

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*T.H.*  
*7-1-01*  
*#5/Election*

**RESPONSE TO RESTRICTION REQUIREMENT**

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By

*David M. Crompton*  
David M. Crompton

Dear Sir:

In response to the Office Action dated May 22, 2001, please consider the following response:

Applicants have carefully reviewed the Office Action dated May 22, 2001. The Office Action stated that three distinct species had been identified. Election of species was requested. Applicants elect species I without traverse. Species I corresponds to Figures 1, 2, 2a and 3. Claims 1-8 and 10-20 correspond to Species I.

Further, Applicants respectfully traverse the Examiner's assertion at page 2 of the Restriction Requirement that currently no claim is generic. At least independent claims 1, 3, 12

and 15, along with dependent claims 2, 4-7, 11, 13-14 and 17-20 recite elements that are common to all asserted patentably distinct species of the claimed invention. Therefore, Applicants respectfully request that the Examiner's assertion that no claims are generic be withdrawn.

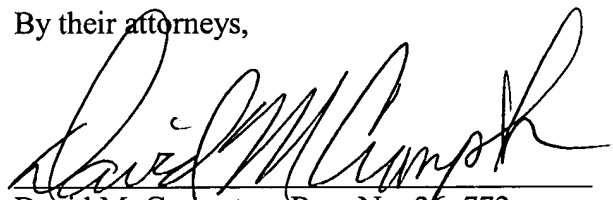
Examination of the above-identified claims is respectfully requested. If a phone conference is believed necessary to resolve any outstanding issues with respect to the above discussion, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,

Michael S.H. Chu et al.

By their attorneys,

Dated: 6/19/01



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